

From: Simon Gumma CPA <simon@gummacpa.com>
Sent: Tuesday, June 29, 2021 4:11 PM
To: Markee, Kimberly <kmarkee@waterfordmi.gov>
Subject: Follow up for Galaxy Farms Group (dba Puff)

Hello Ms. Markee - hope you are doing well after the long board meeting last night. I am hoping you can address the following for me please regarding our marijuana license application:

1. Our application was denied for being incomplete due to not providing identification for my (non-member/owner) spouse. Since this information has been provided, although late, can our application be considered when the township amends its ordinance to allow 2 additional provisioning centers? Will we need to do anything else to be considered?

As mentioned in public comments last night, another application was voted on and passed by the board as being administratively complete even though said application was deficient for item(s) that appear to have a more material impact on the business versus a photo ID of a spouse. We just want to be treated fairly and equally. If the board is truly objective, then we should be afforded the same opportunity as others.

2. Since our application was denied and if we are not going to be considered for a license when the ordinance is amended; what is our official denial date? And when will our clock start ticking if we are to file an appeal in circuit court? And how many days do we have to do so?

Any insight on the above is greatly appreciated. Thank you for your time and for all you do!!

Best Regards,

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President



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TOWNSHIP RESPONSES

1. Your use of the word "when" regarding an Ordinance Amendment to allow 2 additional provisioning centers suggests a possible belief that it will happen. That would not be accurate. The Township Board's motion near the end of the June 28th meeting was for the Township Attorney to prepare such an Ordinance Amendment for possible introduction at the July 12th meeting. That does not mean the Amendment will be introduced, or if it is, that it would be

adopted. The Board members that voted to have the Amendment prepared are not somehow committed to vote to introduce and/or adopt it.

Assuming the Ordinance was amended to allow the additional provisioning centers, for your Application to be considered for one of those, the Township Board's Denial Decision would have to be set aside. The only thing you can do in that regard would be to submit a written request for the Board to reconsider its decision. For such a request to be considered by the Board at its meeting on July 12, 2021, it would need to be received by the Clerk's office no later than July 6, 2021, at 12:00 p.m. (noon).

Your request could include any proof you may have that the missing information identified in the Denial Decision had in fact been included in your original or amended Application submittals (as claimed by your representative at the meeting.) Such a request could also include your concerns regarding fair and equal treatment and objectivity by the Board.

2. If the Board's decision is not set aside, under Ordinance Section 10-303(f), July 28, 2021, would be the official denial date. Under Ordinance Section 10-307, the last of the 21 days within which there is a right to file a Claim of Appeal with the Oakland County Circuit Court would be Monday, July 19, 2021.